



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of:

John S. HENDRICKS et al.

Application No.: 09/400,296

Filed: September 21, 1999

For: ELECTRONIC BOOK SECURITY AND COPYRIGHT PROTECTION SYSTEM

Confirmation No.: 3284

Group Art Unit: 2135

Examiner: DADA, Beemnet W.

Attorney Docket No.: 026880-00018

**SUBMISSION OF TERMINAL DISCLAIMER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

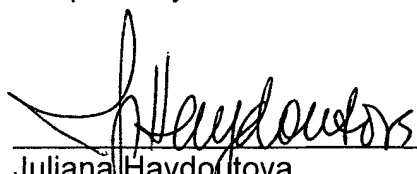
May 1, 2006

Sir:

Submitted herewith for filing in the above-identified application is a Terminal Disclaimer.

Included in attached check number 445159 is the amount of \$130.00 for payment of the required fee. In the event that any additional fees are due with respect to this paper, please charge our Deposit Account Number 01-2300, referencing Attorney Docket Number 026880-00018.

Respectfully submitted,

  
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Enclosure: Terminal Disclaimer



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**TERMINAL DISCLAIMER UNDER 37 CFR 1.321(b)**

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P.O. Box 1450  
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May 1, 2006

Sir:

Petitioner, **Discovery Communications** having its place of business at 7700 Wisconsin Avenue, Bethesda, Maryland 20814-3522, USA, represents that it is the assignee and owner of all right, title and interest in and to U. S. Patent Application Serial No. **09/400,296**, filed **September 21, 1999**, for ELECTRONIC BOOK SECURITY AND COPYRIGHT PROTECTION SYSTEM, the assignment for the application being recorded in the Patent and Trademark Office on December 15, 1999 at Reel 010449, Frame 0784.

Petitioner is also the assignee and owner of all right, title, and interest in and to U. S. Patent No. **5,986,690**, issued November 16, 1999, for ELECTRONIC BOOK SELECTION AND DELIVERY SYSTEM, the assignment for this patent being recorded in the Patent and Trademark Office on December 16, 1994 at Reel 007242, Frame 0392.

TECH/415155.1

Application No.: 09/400,296  
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Petitioner hereby disclaims the terminal part, if any, of any patent granted on application Serial No. **09/400,296**, which would extend beyond the expiration date of U.S. Patent No. **5,986,690**, and hereby agrees that any patent so granted on application Serial No. **09/400,296**, shall be enforceable only during such period that the legal title to such patent shall be the same as the legal title to U.S. Patent No. **5,986,690**, this agreement to run with any patent granted on the U.S. Patent Application Serial No. **09/400,296**, and to be binding on its grantee, its successors, or assigns.

Petitioner does not disclaim any terminal part of any patent granted on U.S. Patent Application Serial No. **09/400,296** prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. **5,986,690** in the event that it later:

- expires for failure to pay a maintenance fee;

- is held unenforceable;

- is found invalid;

- is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a);

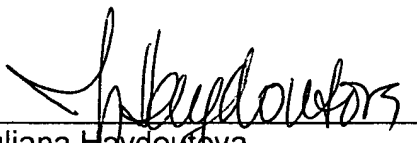
- has all claims cancelled by a reexamination certificate;

- or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned on behalf of petitioner, **Discovery Communications**, hereby states and declares that I have the authority to execute this Terminal Disclaimer on behalf of the petitioner.

Respectfully submitted,

**On behalf of Discovery Communications**

  
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Juliana Haydoutova  
Registration No. 43,313